IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

TIVO INC., § § § Plaintiff; Case No. 2:09-CV-259-TJW VS. AT&T INC., JURY TRIAL DEMANDED Defendant.

NOTICE OF ATTORNEY APPEARANCE

Notice is given that the undersigned, Roger J. Fulghum, hereby enters an appearance for Defendant AT&T Inc. in the above-entitled case and requests that all future pleadings and papers filed under Fed. R.Civ. P. 5 be served on him through the Court's CM/ECF system per Local Rule CV-5(a)(3).

Respectfully submitted, Dated: October 20, 2009

> /s/ Roger J. Fulghum BAKER BOTTS L.L.P. Bryant C. Boren, Jr. Lead Attorney State of Texas Bar No. 02664100 Kevin E. Cadwell State of Texas Bar No. 24036304 620 Hansen Way Palo Alto, CA 94304 Telephone: 650.739.7500 Facsimile: 650.739.7699 bryant.c.boren@bakerbotts.com

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ATTORNEYS FOR DEFENDANT AT&T INC.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 20th day of October, 2009, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Roger Fulghum Roger Fulghum